

REMARKS

Careful consideration has been given by the applicant to the Examiner's comments and rejection of various of the claims, as set forth in the outstanding Office Action, and favorable reconsideration and allowance of the application, as amended, is earnestly solicited.

Applicant notes the Examiner's minor objections to the terminology on Page 4 of the specification, and appropriate amendatory action has been implemented to meet the Examiner's requirements in that regard.

Furthermore, applicant also notes the Examiner's objections to claim terminology, and again, appropriate amendments have been implemented to the newly presented claims to render this particular ground of objection moot.

Applicant further notes gratefully that at least Claims 5 and 6 are considered to be directed to allowable subject matter and would be allowed if either rewritten in independent form or made dependent from an allowable claim.

However, applicant notes the Examiner's rejection of Claims 1, 2, 7, as dependent from 1, 8 and 9 under 35 U.S. C. §102(e) as being anticipated by Hartenstine, et al., U.S. Patent No. 7,017,922, as detailed in the Office Action; and the rejection of Claims 3, 4 and 7, as dependent from 3, under 35 U.S. C. §103(a) as being unpatentable over Hartenstine, et al., as also detailed in the Office Action.

Accordingly, in order to clearly and unambiguously present allowable Claims 10-24, applicant has cancelled Claims 1-9, wherein the newly presented claims are deemed to set forth the inventive subject matter clearly distinguishing over the art, as cited by the Examiner, while concurrently being drafted in terminology in conformance with the U.S. claim drafting practice.

In particular, newly presented Claim 10 is substantially similar to previous Claim 1, with the exception that it includes the further distinctive features in that the coupling piece substantially contacting with the slider indicates that it is slidably contacting the slider. Moreover, the term "escape from" has been directed to being actuated and with the slider being moved relative to the operating unit to a second position and disengaged with the unit.

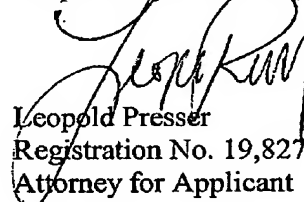
The foregoing amendments to the claims and, particularly, Claim 10 and the presentation of the remaining new claims in an amended form, clearly and patentably distinguish over the cited reference to Hartenstine, et al.

As set forth in Hartenstine, et al., in Figure 18 and Line 46 of Column 7 to Line 6 of Column 8, this clearly evidences that the slider 310 and the operating unit 312 are integrally formed and, thus, are incapable of being moved relative to each other. In contrast with the foregoing, pursuant to the present invention, as also set forth in the claims, the slider 32 and the operating unit 33 are two separate members, so as to be movable relative to each other. Moreover, in Hartenstine, et al., the operating unit 312 is engaged with or disengaged from the frame unit 109, whereas contrastingly, the operating unit 33 pursuant to the present application and as set forth in the claims, is either engaged with or disengaged from the frame unit 2. This presents a completely different type of structure and functioning of the tray device, which is distinct and patentable over that set forth and illustrated in Hartenstine, et al.

Moreover, the claims, as amended and presented herein, clearly also distinguish over any other references of record, all of which are primarily technological background material.

Consequently, in view of the foregoing comments, amendments, the presentation of new Claims 10-24, and the presence of already indicated allowable subject matter, applicant respectfully submits that the present application is in condition for allowance, and the early issuance of the Notice of Allowance by the Examiner is earnestly solicited. However, in the event that the Examiner has any queries concerning the instantly submitted Amendment, applicant's attorney respectfully requests that he be accorded the courtesy of possibly a telephone conference to discuss any matters in need of attention.

Respectfully submitted,



Leopold Presser
Registration No. 19,827
Attorney for Applicant

Scully, Scott, Murphy & Presser, P.C.
400 Garden City Plaza – Suite 300
Garden City, New York 11530
(516) 7472-4343

LP:jy